

# Senate File 531 - Introduced

SENATE FILE \_\_\_\_\_  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1326)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to expunging a record of conviction for theft in  
2 the fifth degree offenses.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 2836SV 82  
5 jm/je/5

PAG LIN

1 1 Section 1. NEW SECTION. 714.2A THEFT IN THE FIFTH DEGREE  
1 2 == EXPUNGEMENT.  
1 3 Upon the expiration of two years following conviction for  
1 4 theft in the fifth degree in violation of section 714.2, a  
1 5 person may petition the court to exonerate the person of the  
1 6 conviction, if any fine and restitution have been paid, and if  
1 7 the person has had no other criminal convictions, other than  
1 8 simple misdemeanor violations of chapter 321 during the  
1 9 two-year period. The court shall enter an order exonerating  
1 10 the person of the conviction, and order that the record of the  
1 11 conviction be expunged by the clerk of the district court and  
1 12 the person shall be deemed exonerated of the offense as a  
1 13 matter of law, if any fine and restitution have been paid, and  
1 14 if the person has had no other criminal convictions, other  
1 15 than simple misdemeanor violations of chapter 321.

1 16 EXPLANATION

1 17 This bill relates to expunging a record of conviction for a  
1 18 theft in the fifth degree offense.

1 19 The bill provides that upon the expiration of two years  
1 20 from the date of conviction for theft in the fifth degree, a  
1 21 person may petition the court to exonerate the person of the  
1 22 conviction, if any fine and restitution have been paid, and if  
1 23 the person has had no other criminal convictions other than  
1 24 simple misdemeanor violations of Code chapter 321 during the  
1 25 two-year period. The court shall enter an order exonerating  
1 26 the person of the conviction, and order the record expunged by  
1 27 the clerk of the district court, if any fine and restitution  
1 28 have been paid, and if the person has had no other criminal  
1 29 convictions, other than simple misdemeanor violations of Code  
1 30 chapter 321.

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